

OFFICE OF THE FEDERAL DEFENDER

EASTERN DISTRICT OF CALIFORNIA

801 I STREET, 3rd FLOOR

SACRAMENTO, CALIFORNIA 95814

(916) 498-5700 Fax: (916) 498-5710


*Daniel J. Broderick
Federal Defender*

*Linda Harter
Chief Assistant Defender*

December 5, 2006

FILED

DEC - 6 2006

CLERK, U.S. DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA
BY  DEPUTY CLERK

Re: **Santos v. Maddock**
Civ.S-02-1571-FCD/JFM

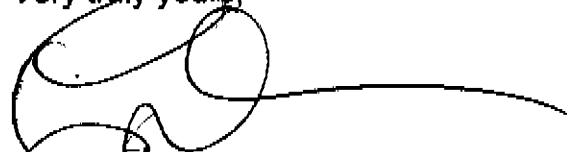
Dear Mr. Bigelow:

This will confirm your appointment as counsel by the Honorable John F. Moulds, U.S. Magistrate Judge, to represent the above-named appellant. You are attorney of record until such time as you are relieved or other action is taken to appoint a different attorney.

Enclosed is CJA 20 form, your Order of Appointment and Voucher for services rendered. Also enclosed is an instruction sheet discussing the use of the forms, together with sample forms for reporting court time. This will also provide a uniformity in the way attorneys report their time and services rendered.

If we may be of any further assistance regarding the processing of the enclosed form, preparation of form CJA 21 for expert services, or in reference to any other matter pertaining to this case, please feel free to call upon us at any time.

Very truly yours,



CYNTHIA L. COMPTON
CJA Panel Administrator

:clc
Enclosures

cc: Clerk's Office
Ninth Circuit Court of Appeals

CASE ASSIGNMENT OF AND AUTHORITY TO PAY COURT APPOINTED COUNSEL

1. CIR./DIST./DIV. CODE 09C		2. PERSON REPRESENTED Santos, Raymond John		VOUCHER NUMBER																																																																																																																																																																	
3. MAG. DKT./DEF. NUMBER		4. DIST. DKT./DEF. NUMBER Civ.S-02-1571-ECD/JEM		5. APPEALS DKT./DEF. NUMBER 06-16561																																																																																																																																																																	
7. IN CASE/MATTER OF (Case Name) Santos v. Maddock		8. PAYMENT CATEGORY Appeal		9. TYPE PERSON REPRESENTED Appellant																																																																																																																																																																	
				10. REPRESENTATION TYPE CA																																																																																																																																																																	
11. OFFENSE(S) CHARGED (Cite U.S. Code, Title & Section) If more than one offense, list (up to five) under offense charged, according to severity of offense. Appeal from the denial of a habeas corpus																																																																																																																																																																					
12. ATTORNEY'S NAME (First Name, M.I., Last Name, including any suffix) AND MAILING ADDRESS Michael B. Bigelow, Esq. 428 J Street, #350 Sacramento, CA 95814 Telephone Number: (916) 443-0217			13. COURT ORDER <input type="checkbox"/> D Appointing Counsel <input type="checkbox"/> C Co-Counsel <input type="checkbox"/> F Sub Po Per Federal Defender <input type="checkbox"/> E Sub Po Per Retained Attorney <input type="checkbox"/> P Sub Po Per Panel Attorney <input type="checkbox"/> V Standby Counsel Prior Attorney's Name: _____ Appointment Date: _____ <input type="checkbox"/> Because the above-named paying representative has testified under oath or has otherwise satisfied this court that he or she (1) is financially unable to employ counsel and (2) does not wish to waive counsel, and because the interests of justice so require, the attorney whose name appears in Item 12 is appointed to represent this person in this case, or <input type="checkbox"/> Other (See Instructions) <i>J. F. Maddock</i> Signature of Presiding Judicial Officer or By Order of the Court: _____ Date of Order: 11-27-06 Name: J. F. Maddock Repays or partial repayment ordered from the person represented for this service at time of appointment. <input type="checkbox"/> YES <input type="checkbox"/> NO																																																																																																																																																																		
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UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT

FILED
OCT 31 2006
CATHY A. CATTERSON, CLERK
U.S. COURT OF APPEALS

RAYMOND JOHN SANTOS, JR.,

Petitioner - Appellant,

v.

TOM MADDOCK, Interim Director; et
al.,

Respondents - Appellees.

No. 06-16561

D.C. No. CV-02-01571-FCD/JFM
Eastern District of California,
Sacramento

ORDER

Before: Peter L. Shaw, Appellate Commissioner

Pursuant to Ninth Circuit Rule 22-1(e), appellant's motion to broaden the certificate of appealability is denied without prejudice to raising any uncertified issues in the opening brief.

[I]f a petitioner concludes during the course of preparing the opening brief [on certified issues], that an uncertified issue should be discussed in the brief, the petitioner shall first brief all certified issues under the heading "Certified Issues," and then, in the same brief, shall discuss any uncertified issues under the heading "Uncertified Issues." Uncertified issues raised and designated in this manner will be construed as a motion to expand the COA and will be addressed by the merits panel to such extent as it deems appropriate.

9th Cir. R. 22-1(e).

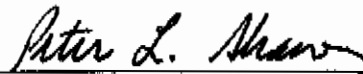
06-16561

Appellant's motion for appointment of counsel in this habeas corpus appeal is granted. *See* 18 U.S.C. § 3006A(a)(2)(B); *Weygandt v. Look*, 718 F.2d 952, 954 (9th Cir. 1983) (per curiam). Counsel will be appointed by separate order.

The Clerk shall serve this order on Daniel Broderick, Federal Public Defender, 801 I Street, 3rd Floor, Sacramento, California 95814, who will locate appointed counsel. The district court shall provide the Clerk of this court with the name and address of appointed counsel by facsimile transmission (FAX: (415) 556-6228) within 14 days of locating counsel. If new counsel identifies uncertified issues that should be raised on appeal, counsel shall include them in the opening brief as permitted by Ninth Circuit Rule 22-1(e).

The Clerk shall strike the opening brief filed October 2, 2006.

The opening brief and excerpts of record are due December 27, 2006; the answering brief is due January 26, 2007; and the optional reply brief is due within 14 days after service of the answering brief.



General Order 6.3(e)